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Page 1 of 1

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MAY 31 2005


Docket No.: IRDM.029CPC/TDC-00581C1

CUSTOMER NO. 20995

Applicant : Mark W. Miles
App. No. : 09/991,378
Filed : November 21, 2001
For : INTERFEROMETRIC MODULATION OF
RADIATION
Examiner : Ward, Aaron S.
Group Art Unit : 2675

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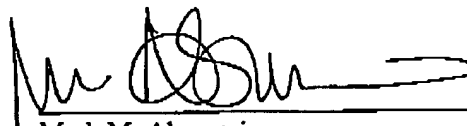
Mark M. Abumeri, Reg. No. 43,458

Transmitted herewith for filing and consideration in the above-referenced application are the following items:

1. Response to Restriction Requirement in 2 pages.

(X) Total pages in transmission: 3

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.



Mark M. Abumeri
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PATENT

IRDM.029CPC/IDC-00581C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mark W. Miles
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For : INTERFEROMETRIC
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Confirmation No. 4461

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Mark M. Aburneri, Reg. No. 43,458

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed May 4, 2005, the Applicant submits the following remarks for consideration in the above-identified application.

REMARKS

The issue raised in the Office Action is the requirement for restriction of examination of the application to one of three inventions identified by the Examiner. More particularly, the Examiner identified: Group I recited in Claims 20, 32, 40-47, 50-54, and 63-64; Group II recited in Claims 25, 55-58, 60-62, 64-67, and 70-71; and Group III recited in Claim 26, 28, 33, 40-54, 59, 68-69, and 73-85. The Examiner required Applicant to elect one of the three groups of claims for prosecution on the merits.

In response to the Examiner's requirement for election of invention, which is the only point raised in the Office Action, the Applicant provisionally elects Group II (disclosed in Claims 25, 55-58, 60-62, 64-67, and 70-71) for consideration by the Examiner, without traversal.

Appl. No. : 09/991,378
Filed : November 21, 2001

Since the Applicant has responded to the requirement for election of invention for prosecution, the Applicant submits that the application is now in order for action on the merits. If the Examiner finds any impediment to the prompt allowance of the claims that could be clarified with a telephone conference, the Examiner is respectfully requested to initiate the same with the undersigned.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: May 31, 2005

By: 

Mark M. Abumeri
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AMEND
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